

**BEFORE THE APPEALS BOARD
FOR THE
KANSAS DIVISION OF WORKERS COMPENSATION**

| | | |
|-------------------------------|---|--------------------|
| CYNTHIA A. PYL |) | |
| Claimant |) | |
| VS. |) | |
| |) | |
| NORCRAFT COMPANY INC. |) | Docket No. 242,548 |
| Respondent |) | |
| AND |) | |
| |) | |
| SAFECO/AMERICAN STATES |) | |
| Insurance Carrier |) | |

ORDER

Claimant appeals the October 30, 2001 Award of Administrative Law Judge Bruce E. Moore. Claimant argues she is entitled to a large work disability as a result of injuries suffered on July 29, 1998. Respondent contends that claimant is limited to her functional impairment, with a date of injury of a series through June 8, 2000. The Appeals Board (Board) held oral argument on May 14, 2002.

APPEARANCES

Claimant appeared by her attorney, Roger A. Riedmiller of Wichita, Kansas. Respondent and its insurance carrier appeared by their attorney, Clifford K. Stubbs of Roeland Park, Kansas.

RECORD AND STIPULATIONS

The Board has considered the record and adopts the stipulations contained in the Award of the Administrative Law Judge.

ISSUES

- (1) What is the nature and extent of claimant's injury and disability?
- (2) What is the appropriate date of accident in this instance?

- (3) What is the appropriate average weekly wage?

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Having reviewed the entire evidentiary file contained herein, the Board finds the Award of the Administrative Law Judge should be affirmed.

The Award sets out findings of fact and conclusions of law in significant detail, and it is not necessary to repeat those herein. The Board in affirming the Award of the Administrative Law Judge adopts those findings and conclusions as its own.

AWARD

WHEREFORE, it is the finding, decision, and order of the Appeals Board that the Award of Administrative Law Judge Bruce E. Moore dated October 30, 2001, should be, and is hereby, affirmed.

IT IS SO ORDERED.

Dated this ____ day of January 2003.

BOARD MEMBER

BOARD MEMBER

BOARD MEMBER

c: Roger A. Riedmiller, Attorney for Claimant
Clifford K. Stubbs, Attorney for Respondent
Bruce E. Moore, Administrative Law Judge
Director, Division of Workers Compensation